UNITED STATES DISTRICT COURT
District of Massachusetts

UNITED STATES OF AMERICA	**STATEMENT OF REASONS**
V.	
MARISOL OBJIO	Case Number: **1: 04 CR 10238 - 001 - PBS**
	Eileen M. Donoghue, Esq.
	Defendant's Attorney

[☒]   The court adopts the factual findings and guideline application in the presence report.

OR

[ ]   The court adopts the factual findings and guideline application in the presence report, except (see attachment, if necessary):

[ ] See Continuation Page

Guideline Range Determined by the Court:

Total Offense Level:	10		
Criminal History Category:	I		
Imprisonment Range:	6	to 12	months
Supervised Release Range:	2	to 3	years
Fine Range:	$ $2,000.00	to $ $20,000.00	

Defendant's Soc. Sec. No.: none	03/31/05
	Date of Imposition of Judgment
Defendant's Date of Birth: 00/00/74	
	/s/ Patti B. Saris
Defendant's USM No.: 25319-038	
	Signature of Judicial Officer
Defendant's Residence Address:	The Honorable Patti B. Saris
Dorchester, MA 02124	Judge, U.S. District Court
	Name and Title of Judicial Officer
	4/5/05
	Date
Defendant's Mailing Address:	
Dorchester, MA 02124	

AO 245B   Judgment in a Criminal Case - D. Massachusetts
Statement of Reasons - Sheet 2

DEFENDANT: MARISOL OBJIO

Statement of Reasons - Page   2   of   4

CASE NUMBER: **1: 04 CR 10238 - 001 - PBS**

STATEMENT OF REASONS

☒ Fine waived or below the guideline range because of inability to pay.

Total Amount of Restitution: $ _____

☐ Discretionary restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweighs the need to provide restitution to any victims, pursuant to 18 U.S.C. § 3663(a)(B)(ii) (or in offenses committed before April 23, 1996, pursuant to 18 U.S.C. § 3663(d)).

☐ Restitution pursuant to the mandatory victim restitution provisions is not ordered in this title 18 property offense because the number of identifiable victims is so large as to make restitution impracticable, pursuant to 18 U.S.C. § 3663A(c)(3)(A).

☐ Restitution pursuant to the mandatory victim restitution provisions is not ordered in this title 18 property offense because determining complex issues of fact and related to the cause of amount of the victim's losses would complicate or prolong the sentencing process to a degree that the need to provide restitution to any victim is outweighed by the burden on the sentencing process, pursuant to 18 U.S.C. § 3663A(c)(3)(B).

☐ For offenses committed on or after September 13, 1994 but before April 23, 1996 that require the total amount of loss to be stated, pursuant to Chapters 109A, 110, 110A, and 113A of Title 18, restitution is not ordered because the economic circumstances of the defendant do not allow for the payment of any amount of a restitution order, and do not allow for the payment of any or some portion of a restitution order in the foreseeable future under any reasonable schedule of payments.

☐ Partial restitution is ordered, pursuant to 18 U.S.C. § 3553(c), for the following reason(s):

Case 1:04-cr-10238-PBS   Document 17   Filed 04/05/2005   Page 3 of 4

Statement of Reasons - Page __3__ of __4__

DEFENDANT: MARISOL OBJIO
CASE NUMBER: **1: 04 CR 10238   - 001 - PBS**

STATEMENT OF REASONS

☐   The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by the application of the guidelines.

OR

☐   The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reasons:

OR

☐   The sentence departs from the guideline range:

    ☐   upon motion of the government, as a result of a defendant's substantial assistance, or

    ☐   for the following specific reason(s):

[X] The sentence departs from the advisory guideline range for the following specific reason:

EXTRAORDINARY FAMILY RESPONSIBILITIES. DEFENDANT IS A SINGLE MOTHER WITH FOUR CHILDREN, ONE OF WHOM IS VERY ILL. I GAVE DEFENDANT 12 MONTHS PROBATION BECAUSE OF THE NON-SERIOUS ASPECT OF THE CHARGES (DEFENDANT WAS TRYING TO GO HOME TO SEE AN ILL MOTHER).

☐ See Continuation Page

AO 245B   Judgment in a Criminal Case - D. Massachusetts
Statement of Reasons - Sheet 4

Statemennt of Reasons - Page ___4___ of ____4____

DEFENDANT: MARISOL OBJIO
CASE NUMBER: **1: 04 CR 10238   - 001 - PBS**

ADDITIONAL FINDINGS AND GUIDELINES APPLICATIONS EXCEPTION

ADDITIONAL REASONS FOR DEPARTURE FROM THE GUIDELINE RANGE